

Thursday - 30 January 1975

CONFIDENTIAL

25X1 9. [redacted] Met with John Swearingen, Senate Rules and Administration Committee staff, in connection with the Committee's jurisdiction under S. Res. 369 concerning the transfer of the Ervin Select Committee records to the Library of Congress and the Senate Rules and Administration Committee's control and access of use of such records. I pointed out the factors which bear on the separate treatment of the CIA material, including the 1 February 1974 written agreement with Senator Howard Baker (R., Tenn.), the vagueness on the issue of whether the Ervin Select Committee ever considered these were their records, the action of the Judiciary Committee in the House of returning essentially similar records to the Agency facility and if this is not possible, our storage recommendation that they be stored in the National Archives and not the Library of Congress, an opinion we believe is shared by the current custodian, Mr. George Murphy, Joint Committee on Atomic Energy, and hopefully Senator Baker as well. I pointed out the extreme sensitivity of the material, especially names, and information bearing on intelligence sources and methods which are protected from disclosure by statute, and then characterized the holdings within the Joint Committee on Atomic Energy vault. I also suggested that the establishment of a ~~Select Committee~~ may well want access to this material and it would appear that it would be more convenient if it were retained in the Joint Committee vault.

In response to his query, I told Swearingen [redacted]

25X1 [redacted] that I was reluctant to leave with him, even in safe storage, the compilation I had with me (I did not review it with him in any detail), which consisted of the table of contents of all of the volumes we compiled for Senator Baker's inquiry and which is now in the Joint Committee vault, but offered to meet with him and Senator Howard Cannon on this if Swearingen felt that he would be at a disadvantage in dealing with Senator Cannon on this subject without the material in hand. Swearingen is leaning towards recommending that the material remain in the Joint Committee vault and he does appear to appreciate our legitimate interest in controlling and limiting access to even the compilation of the table of contents because of the items revealed as well as the provocative name of some of the entries. He plans to schedule a session with Senator Cannon next week.

25X1 10. [redacted] Received a call from Representative Paul Simon's (D., Ill.) office requesting a copy of the People's Republic of China Atlas. I told them that GPO was planning another edition and that Rand McNally also offered it commercially. I was told they would get in touch with GPO.

Journal - Office of Legislative Counsel  
Tuesday - 28 January 1975

Page 2

CONFIDENTIAL

25X1 [redacted]  
25X1 5. [redacted] Called John Swearingen, Senate Rules and Administration Committee, and provided him the background relating to the acquisition and maintenance of CIA material in the Joint Committee on Atomic Energy's vaults. In connection with the inquiry of Senator Howard Baker (R., Tenn.) as part of the investigation by the Senate Select Committee on Presidential Campaign Activities. Swearingen seems leaning toward the agreement with us that the material temporarily be retained in the Joint Committee on Atomic Energy vaults and not be sent to the Library of Congress as provided in the Senate resolution being implemented by the Senate Rules and Administration Committee. He agrees with us that the Library of Congress facilities may not be a proper and secure depository and I provided him the outcome of our own survey as well as that of Mr. George Murphy, Deputy Director, Joint Committee on Atomic Energy, and repeated our offer previously to store these materials in our own storage facilities or as the next best step in the National Archives. I pointed out the consideration of the House Judiciary Committee in withdrawing from the National Archives similar CIA material and reviewed with him some of the reasons for treating the CIA material differently from other material of the Select Committee, including the agreement between the Agency and Senator Baker and the possibility that this material is still of interest to the office of the Special Prosecutor and may be of interest to the newly established Select Committee. In the interest of facilitating his discussions with Chairman Howard W. Cannon (D., Nev.) on this matter, I agreed to provide Swearingen with an inventory of the material [redacted]

25X1 6. [redacted] Senator Roman Hruska (R., Neb.) called and asked that we assemble some material for him on the legislative history of CIA. He is interested in the original bill, the reports of the House and Senate and any references in the Congressional Record or copies of the debates and the discussions. He said he feels the need to review all this material because "if we go along in these things some of the fundamental reasons for forming this organization may be imperiled or unjustly attacked." I told the Senator we were pulling together material like this in connection with the Select Committee and I would be glad to provide him with the items he requested. He said he would like something by Friday, noon. We chatted briefly about the Committee and he said he voted for it mainly because he didn't want people to point to his vote and say "aha, he knows there is something wrong and that is why he opposed it." I said the thing we are concerned about is the handling of sensitive information. I also mentioned the matter of personal staff members having access to this information. He agreed that would be a disaster.

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Next 2 Page(s) In Document Exempt

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